G. R. S. IX-5]

Previous references.

Reserve
1917-18
(Courts)

Later references.

File No. 58-17

Serial Nos. 243

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 243

Part B for December 1917

SUBJECT.

Amendment to Rule of Practice No 149 dt 10.7.1911

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3) To the Registrar Chief Court
No J 1993 dt 7-12-1917
Approves of the draft Addendum
to Civil Rule of Practice
No 149 dated 10.11.1911

W D 88—GPB—50,000—24-7-16

Issd Abdur Rahman
14.12.17

G. R. S. III—1] 1917.

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES

File No. 58-17

FILE HEADING.

Amendment to Rule of Practice no 149 dy 10.7.1911

From

The Registrar, Chief Court.

No. A.D.C.802/1617 Dated 17.9.17 Received 18.9.17

Diary No. 3683	Enclos.	Spare Copies.	Serial No. 2

BRIEF ABSTRACT OF LETTER.

Forwards for sanction a draft addendum to Rules of Practice no. 149 dy 10.7.1911 providing for the disposal of (1) documents tendered in evidence but not exhibited when parties do not take them back, and (2) Civil records & summoned by Civil Courts but not returned to the offices concerned.

NOTES AND ORDERS.

Subd with a draft approving.

ASL 27/11/17 2 The paper under disposal explains the present practice. The proposed rule is necessary one in the interests of the parties the Courts.

3 Draft approving is subd

NOTES—First Sheet.

WD 1232—GPB—20,000—18-11-16

ND 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat.

File No. 58 of 1917

Serial No.	
	pr favour of approval.
	Dist Munsif Draft approved by the Limbdi
	2/12/17
3	To the Registrar Court
	no 8 1993 4th Dec 1917
	Approved of the draft addendum to civil rules of Practice no 149 of dated 10.12.1917

NOTE—Contn. sheet.

unnecessarily for 12 years before being destroyed, while in the latter case they are sent to the Central Record Room with the records of the connected cases where they are likely to be destroyed in the ordinary course.

To meet these objections the District Judge has suggested that the introduction of rules similar to those contained in the Madras Presidency Revised Rules for the destruction of useless records would be useful.

After taking the views of the other District Judges, the Judges of the Chief Court have accepted the suggestions of the District Judge of Bangalore, in consequence of the decision of the Judges to retain in the courts concerned for a period of one year the records in disposed of cases, and propose to issue the accompanying addendum to Rule of Practice No: 149 dated the 10th July 1911.

Page 107 of the Civil Digest

I am directed to request that the Government may be pleased to accord their sanction to the addendum proposed.

I have the honor to be,

S i r ,

Your most obedient servant,

R. Gopalachar

REGISTRAR.

GK

IN THE CHIEF COURT OF MYSORE AT BANGALORE.

Civil side

Addendum dated the 12th September 1917 to Rule of Practice No: 149 dated the 10th of July 1911.

The Chief Court directs that the following be inserted at the end of paragraph 8 of the said Rule of Practice as a note

"Note:- Other documents which have been produced by parties but have either not been tendered in evidence, or, having been tendered in evidence, have been rejected, shall not be included in File C, but shall be kept apart from the record of the suit or other proceeding to which they belong and shall, if not reclaimed by the party who produced them, be retained in the court in which they were produced, for a period of one year from the date of the final order of the court in the suit or proceeding in which the documents were produced, and shall at the expiration of that period, be destroyed one month after the publication of the notice next hereinafter described:-

A notice shall be published in the Mysore Gazette in the month of July every year and shall contain a complete list of such unfiled documents ready for destruction and the date on which they are to be destroyed: the correctness of the list shall be certified by the court Record Keeper or the chief ministerial officer of the court, and a copy of the notice shall also be affixed to the notice board of the court".

The Chief Court further directs that the following proviso be added to paragraph 28 of the said Rule of Practice.

'Provided

16

"Provided that documents and records produced in courts by Government officials or sent for under order XIII, rule 10 of the Code of the Civil Procedure, shall not be destroyed, but shall, if not previously returned, be transmitted to the responsible officers on the expiry of the period prescribed for their retention".

R E G I S T R A R

HCC.

G. R. S. VI—G/32]

SUBJECT Approvg of the draft addendum to Civil Rule of Practice no 149 dy 10-7-1911

Diary No. of letter replied to J. 683

Section Courts
File No. 58-17
Serial No. 3

GENERAL AND REVENUE SECRETARIAT,
(Courts)
, the 191

Date of issue 7-12-1917

Signed by Dy Sec Sri Lakshmisa under orders

Proceedings of the Cabinet of HH the Maharaja.

Read,

Letter no. R.O.C 802/1916-17 dy 17.9.17 from the Registrar, Chief Court, stating that in the absence of rulings ## as to the disposal of (1) documents tendered in evidence but not exhibited, if the parties do not appear to take them back, and (2) Cabinet records and other public documents summoned by Civil Courts but not returned to the offices concerned, the former are being included in File C of the record and preserved unnecessarily for 12 years before being destroyed,

over.

with the records

and the letter sent to the Central Record Room where they are likely to be destroyed in the ordinary course, - and soliciting sanction to the following addendum to Rule of Practice no 149 of 10.7.1911, to remove the inconveniences arising from the procedure referred to. -

[Here enter the marked portion of the enclosure to the Registrar's letter]

—

Order - No. D 1993

The proposed addendum is approved.

Sd/ 2/12/17

Sd/ 2/12
For Chief Secretary.

List of enclosure

To The Registrar, Chief Court. | D 1994.

Copied by

Examined by

WD 86—GPB—60,000—15-11-16